

ORDINANCE 85 - 46  
To Vacate a Public Parcel  
RE: (2301 S. Rogers Street - Claude Sluder)

WHEREAS, IC 36-7-3-12 authorizes the Common Council to vacate public ways and places upon petition of persons who own or are interested in lots contiguous to those public ways and places; and

WHEREAS, the petitioner, Claude Sluder has filed a petition to vacate a parcel of City property at 2301 S. Rogers and

WHEREAS, IC 36-7-3-512 requires the Plan Commission to make a recommendation on the proposed vacation and to forward it to the Common Council; and

WHEREAS, the Plan Commission has considered this petition and made a favorable recommendation on its adoption;

NOW, THEREFORE, BE IT HEREBY ORDAINED BY THE COMMON COUNCIL OF THE CITY OF BLOOMINGTON, MONROE COUNTY, INDIANA, THAT:

SECTION I. Through the authority of IC 36-7-3-12, a portion of City-owned property at 2301 S. Rogers Street shall be vacated. The property is more particularly described as follows:

Beginning at the Northwest corner of Broadview Second Addition to the City of Bloomington, said point being on the east right of way of Rogers Street, then East 132 feet by parallel line 12 feet off the North boundary of Lot 1, Broadview Second Addition.

SECTION II. This ordinance shall be in full force and effect from and after its passage by the Common Council, approval by the Mayor, and published according to law.

PASSED and ADOPTED upon this 4<sup>th</sup> day of Sept 1985.

Patricia A. Gross  
PATRICIA A. GROSS, President  
Bloomington Common Council

ATTEST:

Patricia Williams  
PATRICIA WILLIAMS, City Clerk

PRESENTED by me to the Mayor of the City of Bloomington, Monroe County, Indiana, upon this 5 day of Sept, 1985.

Patricia Williams  
PATRICIA WILLIAMS, City Clerk

SIGNED AND APPROVED by me upon this 5 day of Sept, 1985.

Tomilea Allison  
TOMILEA ALLISON, Mayor  
City of Bloomington

SYNOPSIS

Approval of this ordinance would vacate an east/west alley adjacent to lot 1 in Broadview second addition. The existing residence encroaches into the ROW. Mr. Sluder requests vacation in order to acquire good title.

9/2/85 signed copies:  
1. Petitioner - Mr. Sluder  
2. Auditor  
3. Sluder  
4. Council  
5. Planning  
6. Commission  
7. Engineering  
8. Public  
9. PSI  
10. Street Dept

\*\*\*\*ORDINANCE CERTIFICATION\*\*\*\*

In accordance with IC 18-7-4-508, I hereby certify that the attached Ordinance Number 85- , is a true and complete copy of Plan Commission Case Number MP-61-85 which was given a recommendation of approval by a vote of 10 Ayes, 0 Nays, and 0 Abstentions by the Bloomington City Plan Commission at a public hearing held on August 5, 1985.

Timothy A. Mueller

Planning Director

Date: August 8, 1985

Tim Mueller, Secretary  
Plan Commission

Received by the Common Council Office this 8th day of August, 1985.

Patricia Williams

Patricia Williams, City Clerk

Appropriation Ordinance # _____	Fiscal Impact Statement # _____	Resolution# _____
	Ordinance	

Type of Legislation:

Appropriation _____	End of Program _____	Penal Ordinance _____
Budget Transfer _____	New Program _____	Grant Approval _____
Salary Change _____	Bonding _____	Administrative Change _____
Zoning Change _____	Investments _____	Short-Term Borrowing _____
New Fees _____	Annexation _____	Other _____

vacation of public right-of-way

If the legislation directly affects City funds, the following must be completed by the City Controller:

Cause of Request:

Planned Expenditure \_\_\_\_\_  
Unforeseen Need \_\_\_\_\_

Emergency \_\_\_\_\_  
Other \_\_\_\_\_

Funds Affected by Request:

Fund(s) Affected	_____	_____
Fund Balance as of January 1	\$ _____	\$ _____
Revenue to Date	_____	_____
Revenue Expected for Rest of year	_____	_____
Appropriations to Date	_____	_____
Unappropriated Balance	_____	_____
Effect of Proposed Legislation(+/-)	_____	_____

Projected Balance	\$ _____	\$ _____
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Signature of Controller \_\_\_\_\_

Will the legislation have a major impact on existing City appropriations, fiscal liability or revenues? Yes \_\_\_\_\_ No X

If the legislation will not have a major fiscal impact, explain briefly the reason for your conclusion. Does not create new lots, so it will not create new revenue and it will not cost the city any more because it is already receiving city services.

If the legislation will have a major fiscal impact, explain briefly what the effect on City costs and revenues will be and include factors which could lead to significant additional expenditures in the future. Be as specific as possible: (Continue on second sheet if necessary)

Agency submitting legislation Planning Department

By Timothy Mueller

Date August 8, 1985